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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	1244-2
First Inventor	Mary Baldauf
Title	Pediatric Congenital Heart Defect Repair Model
Express Mail Label No.	EV333228743US

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)

2.  Applicant claims small entity status.  
See 37 CFR 1.27.

3.  Specification [Total Pages 19]  
(preferred arrangement set forth below)
 

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets 11 ]

5. Oath or Declaration [ Total Pages 6 ]
 

- a.  Newly executed (original or copy)
- b.  Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
  - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6.  Application Data Sheet. See 37 CFR 1.76

**ADDRESS TO:**
 Mail Stop Patent Application  
 Commissioner for Patents, P. O. Box 1450  
 Alexandria, VA 22313-1450

 17548 U.S.PTO  
 10/686692

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 

- a.  Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
  - i.  CD-ROM or CD-R (2 copies); or
  - ii.  paper
- c.  Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9.  Assignment Papers (cover sheet & document(s))

10.  37 CFR 3.73(b) Statement  Power of (when there is an assignee)  Attorney

11.  English Translation Document (if applicable)

12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations

13.  Preliminary Amendment

14.  Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

15.  Certified Copy of Priority Document(s) (if foreign priority is claimed)

16.  Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. Checks for \$ 394.00

17.  Other: and \$40.00

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation     Divisional     Continuation-in-part (CIP)

of prior application No.: /

Prior application information: Examiner \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

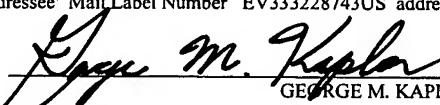
<input type="checkbox"/> Customer Number or Bar Code Label	[Redacted]					<input type="checkbox"/> Correspondence address below
Name	GEORGE M. KAPLAN, ESQ.					
Address	DILWORTH & BARRESE, LLP					
	333 Earle Ovington Blvd.					
City	Uniondale	State	New York	Zip Code	11553	
Country	U.S.A	Telephone	(516) 228-8484	Fax	(516) 228-8516	

Name (Print/Type)	GEORGE M. KAPLAN	Registration No. (Attorney/Agent)	28,375	
Signature			Date	10/16/03

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence and the documents referred to as enclosed are being deposited with the United States Postal Service on date below in an envelope as "Express Mail Post Office to Addressee" Mail Label Number EV333228743US addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 10/16/03


 GEORGE M. KAPLAN

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Mary Baldauf
Title	PEDIATRIC CONGENITAL HEART DEFECT REPAIR MODEL
Attorney Docket Number	1244-2

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

OCTOBER 16, 2003

Date



Signature

516-228-8484

Telephone number

GEORGE M. KAPLAN  
(REG. NO. 28,375)

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.*



PATENT  
Atty. Docket No. 1244-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

UTILITY APPLICATION DATA SHEET UNDER 37 C.F.R. §1.76

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): Mary Baldauf

For: PEDIATRIC CONGENITAL HEART DEFECT REPAIR MODEL

Enclosed are:

[X] 14 page(s) of specification  
[X] 1 page(s) of Abstract  
[X] 4 page(s) of claims  
[X] 11 sheets of drawings [X] formal [ ] informal (Figs 1-28)  
[X] Non-publication request under 35 U.S.C. § U.S.C. § 122(b)(2)(B) (i)  
[X] 6 page(s) of Declaration and Power of Attorney  
[X] Executed Assignment to: Baldy by Design, LLC.

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date October 14, 2003 in an envelope as "Express Mail Post Office to Addressee" Mail Label Number EV333228743US addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: October 16, 2003



George M. Kaplan

This application claims the benefit under 35 U.S.C. §119(e) of U.S. Provisional Application(s) No(s).:

APPLICATION NO(S).:  
/

FILING DATE  
                        

Certified copy of application

<u>Country</u>	<u>Appln. No.</u>	<u>Filed</u>

from which priority under Title 35 United States Code, § 119 is claimed

is enclosed.

will follow.

#### CALCULATION OF UTILITY APPLICATION FEE

For	Number Filed	Number Extra	Rate	Basic Fee \$770.00
TOTAL CLAIMS	21	0	x 18 =	\$18.00
INDEPENDENT CLAIMS	3	0	x 86 =	\$0.00
[ ] Multiple Dep. Claim			290	\$0.00
				<b>TOTAL \$788.00</b>

[x] Small Entity Status Under 37 C.F.R. § 1.27 is claimed. Reduced fees under 37 C.F.R. § 1.9(f) (50% of total) paid herewith \$394.00.

[x] The amount of \$40.00 for recording the attached Assignment is enclosed as a separate check.

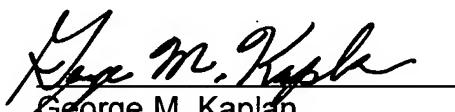
[X] Check(s) in the amount of \$394.00 and \$40.00 to cover the [x] recording, [x ] filing fee(s) are attached.

Charge fee to Deposit Account No. 04-1121.  
TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and 1.17, at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. **04-1121**. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. **04-1121** therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

Date: October 16, 2003



George M. Kaplan  
Reg. No. 28,375  
Attorney for Applicant

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